

Certain activities in navigable waters are exempt from needing a permit under chapter 30, Wisconsin Statutes. Using this checklist, you can determine if your project qualifies for an exemption.

Your proposed **culvert replacement** is eligible for an exemption if your project will meet all the following conditions:

- ☐ The culvert is authorized by a permit issued under s. 30.12 or 30.123, Stats.
- ☐ The construction, placement and maintenance of the culvert replacement will comply with the same conditions of the original permit.

Note: If changes to land use, flood flows, or navigational patterns have occurred since a culvert was originally permitted, the initial standards may no longer be appropriate and may need to be modified.

- ☐ Both ends of the culvert shall be installed so a minimum of 4-inches with a maximum of 8-inches of a round culvert or 6-inches of a pipe arch culvert lies below the bed of the waterway.
- ☐ Erosion control measures shall meet or exceed the technical standards for erosion control approved by DNR under subchapter V of NR 151, Wis. Adm. Code. Any area where topsoil is exposed during construction shall be immediately seeded and mulched or riprapped to stabilize disturbed areas and prevent soils from being eroded and washed into the waterway.

Note: These standards can be found at the following website:

<http://dnr.wi.gov/org/water/wm/nps/stormwaterr.techstds.htm>

- ☐ Unless part of a permanent stormwater management plan, all temporary erosion and sediment control practices shall be removed upon final site stabilization. Areas disturbed during construction or installation shall be restored.
- ☐ A deposit of sand, gravel or stone may be associated with the replacement of a culvert provided the deposit is limited to the area immediately underneath or within 2 feet of the culvert, and is less than 2 cubic yards.
- ☐ Dredging is allowed for the replacement of a culvert provided it is limited to the volume necessary to bury the culvert as required above.

If your project does not meet all of these conditions, submit a permit application to the Department.

If you have any questions about whether you meet these conditions, you may request an Exemption Determination from DNR. Obtain Form 3500-107, "Chapter 30 Exemption Determination Request" from a DNR service center, or download it from our website at [www.dnr.wi.gov](http://www.dnr.wi.gov) under the topic "Waterway and Wetland Permits." Complete the form and submit it to the DNR office identified on the form.